

MuckRock News
DEPT MR 74194
411A Highland Ave
Somerville, MA 02144-2516
74194-51725484@requests.muckrock.com

FOIA APPEAL

Central Intelligence Agency
Agency Release Panel
Washington, DC 20505

August 9, 2019

This is a follow up to request number F-2019-01812:

I am appealing the GLOMAR response in its entirety, as the U.S. Government - with the Agency's explicit permission - has already repeatedly and officially confirmed its interest in the materials, as well as the fact that they were exfiltrated from the Agency. Given the prior official and public disclosure, the Agency is not permitted to reply with a GLOMAR response.

Filed via MuckRock.com
E-mail (Preferred): 74194-51725484@requests.muckrock.com

For mailed responses, please address (see note):
MuckRock News
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PLEASE NOTE: This request is not filed by a MuckRock staff member, but is being sent through MuckRock by the above in order to better track, share, and manage public records requests. Also note that improperly addressed (i.e., with the requester's name rather than "MuckRock News" and the department number) requests might be returned as undeliverable.

On July 30, 2019:

Subject:

The request has been rejected, with the agency stating that it can neither confirm nor deny the existence of the requested documents.

On May 27, 2019:

Subject: Freedom of Information Act Request: Vault 7 / Vault 8 (Central Intelligence Agency)

To Whom It May Concern:

Pursuant to the Freedom of Information Act, I hereby request the following records:

Records relating to the Vault 7 or the Vault 8 disclosures by WikiLeaks.

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The requested documents will be made available to the general public, and this request is not being made for commercial purposes.

In the event that there are fees, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 20 business days, as the statute requires.

Sincerely,

Emma Best

Filed via MuckRock.com
E-mail (Preferred): 74194-51725484@requests.muckrock.com

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Washington, D.C. 20505

25 July 2019

Ms. Emma Best
MuckRock News
DEPT MR 74194
411A Highland Avenue
Somerville, MA 02144

Reference: F-2019-01812

Dear Ms. Best:

This is further to our letter dated 1 July 2019 and is also a final response concerning your 28 May 2019 Freedom of Information Act (FOIA) request for **records relating to the Vault 7 or the Vault 8 disclosures by WikiLeaks.**

We have completed a thorough review of your request and have determined in accordance with Section 3.6(a) of Executive Order 13526, the CIA can neither confirm nor deny the existence or nonexistence of records responsive to your request. The fact of the existence or nonexistence of such records is itself currently and properly classified and is intelligence sources and methods information protected from disclosure by Section 6 of the CIA Act of 1949, as amended, and Section 102A(i)(1) of the National Security Act of 1947, as amended. Therefore, your request is denied pursuant to FOIA exemptions (b)(1) and (b)(3). As the CIA Information and Privacy Coordinator, I am the CIA official responsible for this determination. You have the right to appeal this response to the Agency Release Panel, in my care, within 90 days from the date of this letter. Please include the basis of your appeal.

If you have any questions regarding our response, you may contact us at:

Central Intelligence Agency
Washington, DC 20505
Information and Privacy Coordinator
703-613-3007 (Fax)

Please be advised that you may seek dispute resolution services from the CIA's FOIA Public Liaison or from the Office of Government Information Services (OGIS) of the National Archives and Records Administration. OGIS offers mediation services to help resolve disputes between FOIA requesters and Federal agencies. You may reach CIA's FOIA Public Liaison at:


703-613-1287 (FOIA Hotline)

The contact information for OGIS is:

Office of Government Information Services
National Archives and Records Administration
8601 Adelphi Road – OGIS
College Park, MD 20740-6001
202-741-5770
877-864-6448
202-741-5769 (fax)
ogis@nara.gov

Contacting the CIA's FOIA Public Liaison or OGIS does not affect your right to pursue an administrative appeal.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark Lilly' with a stylized flourish at the end.

Mark Lilly
Information and Privacy Coordinator